	Application No.	Applicant(s)
	09/976,414	NORREGAARD-MADSEN ET AL.
Notice of Allowability	Examiner	Art Unit
	William W. Moore	1652
The MAILING DATE of this communication application application application application and the communication application of the Office or upon petition by the applicant. See 37 CFR 1.37	pears on the cover sheet with S (OR REMAINS) CLOSED in 5) or other appropriate commun RIGHTS. This application is su	n the correspondence address this application. If not included nication will be mailed in due course. THIS
1. 🖂 This communication is responsive to <u>20 January 2004</u> .		
2. The allowed claim(s) is/are <u>48-79</u> .		
3. The drawings filed on are accepted by the Examir	ner.	
 4. ☐ Acknowledgment is made of a claim for foreign priority (a) ☐ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents had 2. ☐ Certified copies of the priority documents had 3. ☐ Copies of the certified copies of the priority of International Bureau (PCT Rule 17.2(a)). * Certified copies not received: 	ve been received. ve been received in Applicatior	ı No
Applicant has THREE MONTHS FROM THE "MAILING DATE noted below. Failure to timely comply will result in ABANDON THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	e" of this communication to file IMENT of this application.	a reply complying with the requirements
5. A SUBSTITUTE OATH OR DECLARATION must be sub INFORMAL PATENT APPLICATION (PTO-152) which gi	mitted. Note the attached EXA ves reason(s) why the oath or	MINER'S AMENDMENT or NOTICE OF declaration is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") m	ust be submitted.	
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached		
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date		
(b) including changes required by the attached Examine Paper No./Mail Date	er's Amendment / Comment or	in the Office action of
Identifying indicia such as the application number (see 37 CFR each sheet. Replacement sheet(s) should be labeled as such in	1.84(c)) should be written on the header according to 37 CFI	e drawings in the front (not the back) of R 1.121(d).
7. DEPOSIT OF and/or INFORMATION about the department attached Examiner's comment regarding REQUIREMEN	osit of BIOLOGICAL MATE	RIAL must be submitted. Note the
Attachment(s) 1. ☑ Notice of References Cited (PTO-892)	5. Notice of Inf	ormal Patent Application (PTO-152)
Notice of Preferences Globa (1.15 352) Notice of Draftperson's Patent Drawing Review (PTO-948)	6. Interview Su	mmary (PTO-413),
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SE	_ Paper No./I	Mail Date Amendment/Comment
Paper No./Mail Date 4. Examiner's Comment Regarding Requirement for Deposi of Biological Material	t 8. ⊠ Examiner's 3	Statement of Reasons for Allowance

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Reasons for Allowance

Claims 1-47 were canceled at Applicant's request in the Amendment filed January 20, 2004, and new claims 48-79 submitted therewith describe subject matters that are within the election made September 22, 2003, and examined in the communication mailed October 1, 2003. It is agreed that that the new claim 71 states subject matter present in the originally filed claim 37, thus introduces no new matter, and that entry of Applicant's amendment of the paragraph at page 18, lines 17-30, of the specification corrects an obvious error, thus presents no new matter. In view of the limitations "modified" at line 1 of claim 1, from which claims 49-74 depend, and "isolated" at line 1 of claim 75, from which claims 76-79 depend, new claims 48-79 are free of the rejection of record of claims herein under 35 U.S.C. § 101. Applicant's arguments at pages 8 and 9 of the "Remarks" submitted with the amendments of January 20, 2004, are persuasive in overcoming the rejection of record of claims herein under the first paragraph of 35 U.S.C. § 112 for inadequate written description and the new claims avoid the rejection of record of claims herein under the second paragraph of 35 U.S.C. § 112 for indefinite description. The new claims, including claim 71, are free of the prior art of record for the reasons set forth at pages 7 and 8 of the communication mailed October 1, 2001, and although claim 51 of U.S. Patent No. 6,605,458, made of record herewith, describes modified subtilases wherein amino acid insertions between one or more of the positions recited in claim 71 herein may be combined with insertions of "at least two amino acids" between the subtilisin BPN'-correspondent "positions 218-219" no issue of double-patenting arises where amino acid insertions of claims herein may not occur between the subtilisin BPN'-correspondent positions 218 and 219 but must precede the subtilisin BPN'-correspondent 218. Thus claims 48-79 are allowed herewith.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to William W. Moore whose telephone number is now 571.272.0933. The examiner can normally be reached between 9:00AM and 5:30PM EST. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ponnathapura Achutamurthy, can now be reached at 571.272.0928. The fax phone numbers for all communications for the organization where this application or proceeding is assigned remains 703.872.9306. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is now 571.272.1600.

William W. Moore April 7, 2004

IASHAAT T. NASHED PHD.
PRIMARY EXAMINER